

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CAROLYN GREENE, On Behalf of Herself and
All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

CIVIL ACTION NO. 1:03-cv-12628-NG

[Additional Captions Below]

**DECLARATION OF DAVID PASTOR
IN SUPPORT OF THE MOTION TO CONSOLIDATE
THE RELATED CASES, APPOINT BILL MCCARDIE AND VINCENT RICCIO AS
LEAD PLAINTIFFS AND TO APPROVE LEAD PLAINTIFFS' CHOICE OF COUNSEL**

JOHN G. ESPOSITO, JR., On Behalf of Himself
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

JOSEPH L. KING, On Behalf of Himself and All
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

MICHAEL E. CRIDEN, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, and CARL W. RAUSCH,

Defendants.

CIVIL ACTION NO. 1:04-cv-10013-NG

CIVIL ACTION NO. 1:04-cv-10038-NG

CIVIL ACTION NO. 1:04-cv-10046-NG

ISRAEL SHURKIN and SHARON SHURKIN,
Individually and On Behalf of All Others Similarly
Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, and CARL W. RAUSCH,

Defendants.

JAMES J. NIZZO, VIRGINIA C. NIZZO and
CARLO CILIBERTI, On Behalf of Themselves
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

CIVIL ACTION NO. 1:04-cv-10055-NG

CIVIL ACTION NO. 1:04-cv-10065-NG

ANASTASIOS PERLEGIS, Individually and On Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A. MOORE, CARL W. RAUSCH and RONALD F. RICHARDS,

Defendants.

MARTIN WEBER, On Behalf of Himself and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A. MOORE, CARL W. RAUSCH and RONALD F. RICHARDS,

Defendants.

BRUCE IIAIMS, Individually and On Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A. MOORE, CARL W. RAUSCH and RONALD F. RICHARDS,

Defendants.

CIVIL ACTION NO. 1:04-cv-10078-NG

CIVIL ACTION NO. 1:04-cv-10090-NG

CIVIL ACTION NO. 1:04-cv-10144-NG

MODEL PARTNERS LIMITED, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

JUNE E. PATENAUME, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

NANCY L. PINCKNEY, and GERTRUDE
PINCKNEY, Individually and On Behalf of All
Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, and CARL W. RAUSCH,

Defendants.

CIVIL ACTION NO. 1:04-cv-10155-NG

CIVIL ACTION NO. 1:04-cv-10179-NG

CIVIL ACTION NO. 1:04-cv-10189-NG

W. KENNETH JOHNSON, On Behalf of Himself
and All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

GREGORY KRUSZKA, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

BIOPURE CORPORATION, THOMAS A.
MOORE, CARL W. RAUSCH and RONALD F.
RICHARDS,

Defendants.

CIVIL ACTION NO. 1:04-cv-10190-NG

CIVIL ACTION NO. 1:04-cv-10202-NG

I, DAVID PASTOR, declare under penalties of perjury:

1. I am a member of the law firm of Gilman and Pastor, LLP. I make this Declaration in Support of the Motion to Appoint Bill McCardie and Vincent Riccio ("Movants") as Lead Plaintiffs Pursuant to Section 21D(a)(3)(B) of the Securities and Exchange Act of 1934, to Consolidate Related Cases, and to Approve Lead Plaintiffs' Choice of Counsel. The matters set forth herein are stated within my personal knowledge.

2. Attached hereto are true and correct copies of the following documents:

Exhibit A: Movants' sworn Certifications;

Exhibit B: Press release issued on Business Wire, dated December 30, 2003

Exhibit C: Firm resume for Bernstein Liebhard & Lifshitz, LLP; and

Exhibit D: Firm resume for Gilman and Pastor, LLP.

Pastor, LLP.

Dated: March 1, 2004



DAVID PASTOR